



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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November 1, 1993

TO: Minerals File

FROM: Holland Shepherd, Senior Reclamation Specialist and Travis Jones, Reclamation Hydrologist *TWJ* *HLOS*

RE: Site Inspection, Tetla Septarian Mines, S/025/006, Kane County, Utah

Date of Inspection: October 28, 1993
Time of Inspection: 9:00 a.m. - 10:00 a.m.
Conditions: Cloudy, cool
Participants: Mark Johnson, Operator; Mike Caruso; Rod Schipper, BLM; Travis Jones, and Holland Shepherd, DOGM

This inspection was conducted to update the Division on the status of the site. The site has been identified as a larger than 5 acre site and the Division had written the operator about taking the necessary steps to update the site and post surety. However, the operation of the site has recently changed hands, which may change the large mine status of the site.

Gerald Berry is no longer the operator of the site. The new operator is Mark Johnson of Delta, Utah. Mr. Johnson is leasing the site from Ulga Berry, who holds the state leases for mineral development. Mr. Johnson is not yet the official operator of the site. He will need to complete either a transfer form or a Small Mine NOI. Currently, the Division still holds Gerald Berry responsible for the site. Mr. Johnson will either assume complete responsibility for the site or partial, depending upon negotiations with Mr. Berry.

The site consists of several quarries, all within a two mile radius of each other. The sites are found in: NW/4, Section 31, T40S, R7W; NE/4, Section 36, T40S, R8W; SE/4, Section 25, T40S, R8W. Three quarries are in Section 31, consisting of about 4 acres, and two quarries are in Sections 36 and 25, consisting of about 4 acres. The total acreage is about 8 acres.



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Mr. Johnson indicated that he would be willing to reclaim some of the property to bring the acreage of disturbance down to within his small mine status. We discussed reclamation for the Spring of 1994. I also indicated that this scenario would need to be discussed with DOGM management. There is the possibility that Mr. Johnson would file only on those areas which he is currently mining, leaving Mr. Berry with the responsibility of reclaiming the rest.

The majority of these sites lie on State land, Section 36 and 31 (as specified above); a small portion lies on BLM land in Section 25. However, the BLM portion is currently under a claim owned by Mike Caruso. Mr. Caruso is mining this claim. A small portion of the claim was mined by Mr. Berry. This portion is no longer needed by Mr. Caruso, so will need to be reclaimed. The primary responsibility for reclamation falls to Mr. Berry, since his mining created the disturbance. I indicated the Division would hold Mr. Berry responsible primarily and Mr. Caruso secondarily.

As indicated in a letter to Mr. Gerald Berry dated October 23, 1990, overburden material has been introduced into a couple of natural drainage channels. This material must be removed from these channels. Also, the waste piles encroaching on these channels must be stabilized to prevent any sediment loading during a rainstorm or snow melt runoff. If mining is to continue in these areas, constructing a straw bale barrier or sediment trap is advised.

We finished the inspection by agreeing to initiate reclamation of unused areas by the end of Spring, 1994. I indicated I would send a letter describing the State requirements to Mr. Berry and copy the letter to Mr. Johnson and Mr. Caruso.

jb
cc: Gerald Berry, Operator
Mark Johnson, Operator
Mike Caruso, Operator
Rod Schipper, BLM
Jerry Mansfield, State Lands
Wayne Hedberg, DOGM

S025006